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14 Corp.

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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

18 ORACLE USA, INC., a Colorado corporation;  
ORACLE AMERICA, INC., a Delaware  
19 corporation; and ORACLE INTERNATIONAL  
CORPORATION, a California corporation,

20 Plaintiffs,  
21 v.

22 RIMINI STREET, INC., a Nevada corporation;  
SETH RAVIN, an individual,

23 Defendants.

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Case No 2:10-cv-0106-LRH-PAL

**DECLARATION OF JOHN A.  
POLITO IN SUPPORT OF ORACLE'S  
REPLY IN SUPPORT OF MOTION  
FOR PARTIAL SUMMARY  
JUDGMENT**

1 I, John A. Polito, declare as follows:

2 1. I am an associate at Bingham McCutchen LLP, counsel to Plaintiffs Oracle USA,  
3 Inc., Oracle America, Inc., and Oracle International Corp. (collectively, "Oracle") in this action.  
4 I have personal knowledge of the facts set forth in this declaration and would competently testify  
5 to them if called upon to do so.

6 2. Attached as Exhibit 68 is a true and correct copy of relevant excerpts of the  
7 transcript of the November 18, 2011 deposition of Defendant Seth Ravin.

8 3. Attached as Exhibit 69 is a true and correct copy of Oracle Deposition Exhibit  
9 950, which was introduced during the November 18, 2011 deposition of Defendant Seth Ravin.

10 4. Attached as Exhibit 70 is a true and correct copy of relevant excerpts of the  
11 transcript of the deposition of Clark Strong (Birdville Indep. Sch. Dist.), October 20, 2011.

12 5. Attached as Exhibit 71 is a true and correct copy of relevant excerpts of the  
13 transcript of the June 24, 2011 deposition of Dennis Chiu.

14 6. Attached as Exhibit 72 is a true and correct copy of Oracle Deposition Exhibit  
15 276, which was introduced during the June 24, 2011 deposition of Dennis Chiu.

16 7. Attached as Exhibit 73 is a true and correct copy of relevant excerpts of the  
17 transcript of the November 15, 2011 deposition of James Ward (Wendy's Int'l, Inc.).

18 8. Attached as Exhibit 74 is a true and correct copy of Oracle Deposition Exhibit  
19 833, which was introduced during the November 15, 2011 deposition of James Ward (Wendy's  
20 Int'l, Inc.).

21 9. Attached as Exhibit 75 is a true and correct copy of Oracle's Second Set of  
22 Requests for Admission.

23 10. Attached as Exhibit 76 is a true and correct copy of Rimini's Responses to  
24 Oracle's Second Set of Requests for Admission.

25 11. Attached as Exhibit 77 is a true and correct copy of relevant excerpts of the  
26 Expert Report of Brooks L. Hilliard, dated March 30, 2012.

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1           12. Attached as Exhibit 78 is a true and correct copy of relevant excerpts of the  
2 transcript of the June 8, 2011 deposition of Ray Grigsby.

3           13. I declare under penalty of perjury under the laws of the United States that the  
4 foregoing is true and correct and that this declaration is executed at San Francisco, California, on  
5 May 14, 2012.

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/s/ John A. Polito

John A. Polito